



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 00-838-Q (600.038))

Of the Application of:

Eckstein et al.

Serial No.: 10/656,270

Filing Date: September 5, 2003

For: 2'-deoxy-2'-fluoro Modified DNA

Examiner:

Group Art Unit: 1635

Confirmation No.: 7134

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

TRANSMITTAL LETTER

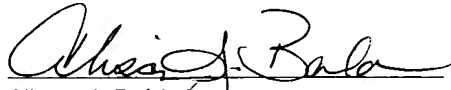
In regard to the above identified application:

1. We are transmitting herewith the attached papers for the above identified new patent application:

- ☒ Information Disclosure Statement;
- ☒ Information Disclosure Statement (IDS) PTO-1449 Form;
- ☒ Copies of IDS Citations for S/N 10/656,270 (Total 9 other documents); and
- ☒ Return Receipt Postcard.

2. With respect to additional fees, no additional fee is required.
3. GENERAL AUTHORIZATION: Please charge any additional fees or credit overpayment to Deposit Account No. 13-2490. A duplicate copy of this sheet is enclosed.
4. CERTIFICATE OF MAILING UNDER 37 CFR § 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1 hereinabove, are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450 on March 23 2004.

By:


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INFORMATION DISCLOSURE STATEMENT

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Dear Sir:

Pursuant to 37 C.F.R. Section 1.97 - 1.99, the Applicant wishes to make the following references of record in the above-identified application. This Information Disclosure Statement is in compliance with the continuing duty of candor as set forth in 37 C.F.R. Section 1.56. This application is a continuation of US Serial No. 08/934,657 filed September 24, 1997, which is a continuation of 07/965,411 filed October 12, 1990, and is relied upon for an earlier filing date under 35 U.S.C. § 120. In accordance with Rule 37 CFR §1.98(d), those references marked with an “*” have been previously cited and submitted to the Patent and Trademark Office with the prior applications and additional references are enclosed herein. These references are also listed on the enclosed PTO Form 1449.

The Office has waived the requirement under 37 CFR 1.98 (a)(2)(i) for submitting a copy of each cited U.S. patent and each U.S. patent application publication for all U.S. national patent applications filed after June 30, 2003 and for all international applications that have entered the national stage under 35 USC § 371 after June 30, 2003. In accordance with this waiver, cited U.S. patents and U.S. patent application publications are not enclosed.

In the judgment of the undersigned, portions of the listed references may be material to the Examiner's consideration of the presently pending claims. This statement is not a representation that the listed references have effective dates early enough to be "prior art" within the meaning of 35 U.S.C. Section 102 or Section 103.

Applicants do not believe any fee is due with this submission. If this belief is in error and the Patent Office determines that the fee prescribed in the relevant portion of 37 C.F.R. Section 1.97 is applicable, the undersigned attorney by his signature hereby authorizes any such fee to be debited from Deposit Account 13-2490.

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- * Rossi et al., U.S. Patent No. 5,149,796, issued September 22, 1995
- * Jennings et al., U.S. Patent No. 5,298,612, issued March 29, 1994
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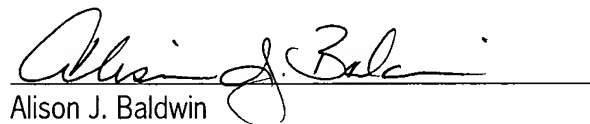
Respectfully submitted,

McDonnell Boehnen Hulbert & Berghoff LLP

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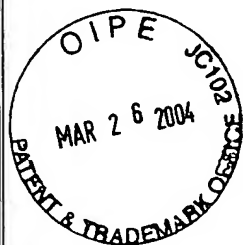
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U.S. PATENT DOCUMENTS

Examiner Initial		Document Number	Date	Name	Class	Subclass	Filing Date if Appropriate
	*	5,149,796	09/22/95	Rossi et al.			
	*	5,298,612	03/29/94	Jennings et al.			
	*	5,334,711	08/02/94	Sproat et al.			

FOREIGN PATENT DOCUMENTS

		Document Number	Date	Country	Class	Subclass	Translation	
							Yes	No
	*	EP 0321201	12/21/94	EP (Gerlach et al.)				
	*	EP 0387775	09/19/90	EP (Beug et al.)				
	*	WO 88/04300	06/16/88	WO (Cech et al.)				
	*	WO 91/03162	03/21/91	WO (Rossi et al.)				
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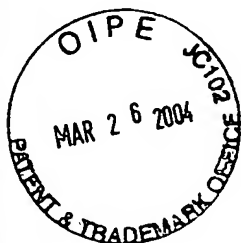
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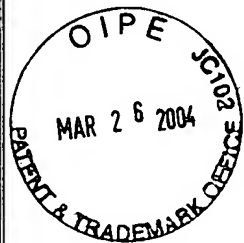
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